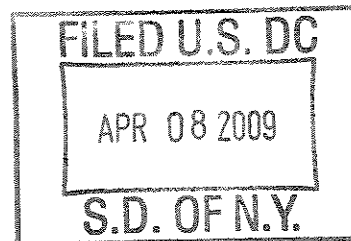


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



DEANNA MCBREARTY and MARYLYNN HARTSEL,
individually, derivatively and on behalf of all others
similarly situated,

Plaintiffs,

- against -

THE VANGUARD GROUP, INC., GEORGE U. SAUTER,
DUANE F. KELLY, JOHN J. BRENNAN, CHARLES D. ELLIS,
RAJIV L. GUPTA, AMY GUTMANN, JOANN HEFFERNAN
HEISEN, ANDRE F. PEROLD, ALFRED M. RANKIN, JR., and
J. LAWRENCE WILSON, ACADIAN ASSET MANAGEMENT,
LLC, RONALD D. FRASHURE, JOHN R. CHISHOLM, BRIAN
K. WOLAHAN, ALLIANCEBERNSTEIN LP, HENRY S.
D'AURIA, SHARON E. FAY, KEVIN F. SIMMS, MARATHON
ASSET MANAGEMENT, LLP, WILLIAM J. ARAH, JEREMY H.
HOSKING, and NEIL M. OSTRER,

Defendants,

- and -

VANGUARD INTERNATIONAL EQUITY INDEX FUNDS, d/b/a
VANGUARD EUROPEAN STOCK INDEX FUND, and
VANGUARD HORIZON FUNDS, d/b/a VANGUARD GLOBAL
EQUITY FUND

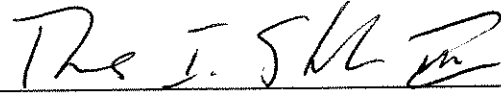
Nominal Defendants

08 Civ. 7650 (DLC)

NOTICE OF APPEAL

NOTICE is hereby given that Deanna McBrearty and Marylynn Hartsel, individually, derivatively and on behalf of all others similarly situated, hereby appeal to the United States Court of Appeals for the Second Circuit, from each and every part of the Judgment entered herein on April 6, 2009 and from each and every judgment, decision, opinion and order upon which it is based.

Dated: New York, New York
April 8, 2009



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